

Forty-fifth Legislature, 1937; and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MOORE, Chairman.

Adjournment

Senator Small moved that the Senate adjourn until 10:00 o'clock a. m. tomorrow.

The motion prevailed; and the Senate, accordingly, at 3:20 o'clock p. m., adjourned until 10:00 o'clock a. m. tomorrow.

THIRTY-SIXTH DAY

(Tuesday, March 14, 1939)

The Senate met at 10:00 o'clock, a. m., pursuant to adjournment, and was called to order by President Stevenson.

The roll was called and the following Senators were present:

Aikin	Moore
Beck	Nelson
Brownlee	Pace
Burns	Redditt
Collie	Roberts
Cotten	Shivers
Graves	Small
Hardin	Spears
Head	Stone
Hill	of Galveston
Isbell	Stone
Kelley	of Washington
Lanning	Sulak
Lemens	Van Zandt
Martin	Weinert
Metcalfe	Winfield
Moffett	

A quorum was announced present.

The invocation was offered by the Chaplain.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Senate Bill 150 on Third Reading

The President laid before the Senate, on its third reading and final passage:

S. B. No. 150, A bill to be entitled "An Act amending Chapter 206 of The Acts of the Regular Session of the Forty-second Legislature, same being H. B. No. 768; creating and providing a uniform budget system for the State, etc., and declaring an emergency."

The bill was read third time.

Senator Moffett offered the following amendments to the bill:

(1)

Amend Substitute for Senate Bill 150 by striking out the word "already" which appears between the words "has" and "set" in the first line of the second paragraph of Section 17.

(2)

Amend S. B. No. 150, page 4, line 33 of the printed bill, by striking out the figure "1st" and inserting in lieu thereof the following: "15th".

(3)

Amend S. B. No. 150, page 4, line 3 of the printed bill, by striking out the word "an" and inserting in lieu thereof the following: "a recommended".

The amendments were each adopted by unanimous consent of the Senate.

Senator Spears offered the following amendment to the bill:

Amend Substitute to Senate Bill 150 by adding a new section to be known as Section 16c and reading as follows:

"The terms of Sections 13, 14, 15, and 16c of this bill shall also apply to all counties in this State having a population of not less than 290,000 nor more than 340,000 according to the last preceding Federal Census, and all future Federal Census, save and except that the budget officers for the commissioners' courts in such counties shall consist of the county judge and county auditor, and the commissioners' court shall and is hereby empowered to determine what period of time shall constitute a fiscal year; and the forms to be used for such budget shall be prescribed by said budget officers.

The amendment was adopted unanimously.

Senator Van Zandt offered the following amendment to the bill:

Amend S. B. 150, Section 3, subsection 2, by adding thereto the following: "as same applies to departments, bureaus and commissions of this State".

Senator Brownlee offered the following substitute for the amendment:

Amend S. B. 150 by inserting in line 4, page 2 of the substitute bill after the word "possible" the following language: "provided, however, that this section shall not apply to State institutions of higher learning".

BROWNLEE,
STONE,
of Washington,
LANNING,
ISELL,
HEAD.

Question first recurring on the substitute, yeas and nays were demanded.

The substitute was lost by the following vote:

Yeas—11

Brownlee	Shivers
Head	Small
Isbell	Stone
Kelley	of Washington
Lanning	Van Zandt
Redditt	Winfield

Nays—19

Aikin	Moffett
Burns	Moore
Collie	Nelson
Cotten	Pace
Graves	Roberts
Hardin	Spears
Hill	Stone
Lemens	of Galveston
Martin	Sulak
Metcalf	Weinert

Absent

Beck

Question next recurring on the amendment by Senator Van Zandt, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—10

Brownlee	Shivers
Head	Stone
Isbell	of Washington
Kelley	Van Zandt
Lanning	Winfield
Redditt	

Nays—20

Aikin	Moore
Burns	Nelson
Collie	Pace
Cotten	Roberts
Graves	Small
Hardin	Spears
Hill	Stone
Lemens	of Galveston
Martin	Sulak
Metcalf	Weinert
Moffett	

Absent

Beck

Question then recurring on the passage of the bill, yeas and nays were demanded.

The Senate refused to pass the bill by the following vote:

Yeas—12

Collie	Shivers
Kelley	Small
Martin	Stone
Moffett	of Washington
Pace	Van Zandt
Redditt	Weinert
Roberts	

Nays—18

Aikin	Lemens
Brownlee	Metcalf
Burns	Moore
Cotten	Nelson
Graves	Spears
Hardin	Stone
Head	of Galveston
Hill	Sulak
Isbell	Winfield
Lanning	

Absent

Beck

Motion to Reconsider Tabled

Senator Burns moved to reconsider the vote by which the Senate refused to pass S. B. No. 150.

Senator Aikin moved to table the motion to reconsider.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—16

Aikin	Hardin
Brownlee	Head
Burns	Hill
Cotten	Lanning
Graves	Lemens

Metcalfe	Stone
Nelson	of Galveston
Spears	Sulak
	Winfield

Nays—14

Collie	Roberts
Isbell	Shivers
Kelley	Small
Martin	Stone
Moffett	of Washington
Moore	Van Zandt
Pace	Weinert
Redditt	

Absent

Beck

Senate Bill 271 on Second Reading

On motion of Senator Moore and by unanimous consent, Senate rule 31a was suspended, and the regular order of business was suspended, to permit consideration of S. B. No. 271 at this time.

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 271, A bill to be entitled "An Act creating the 127th District Court of Harris County; defining its jurisdiction; adjusting the business of the existing District Courts to the business thereof; prescribing the duties of the District Clerk with respect thereto; providing for the appointment of a District Judge therefor; repealing all laws in conflict therewith to the extent of such conflict only; and declaring an emergency."

The bill was read second time.

Senator Moore offered the following amendment to the bill:

Amend S. B. No. 271 by striking out all below the enacting clause and inserting in lieu thereof the following:

"Section 1. An additional District Court is hereby created in and for Harris County, Texas, the limits of which district shall be co-extensive with the limits of Harris County. Said Court shall be known as the 127th District Court.

"Sec. 2. Immediately upon the passage of this law, the Governor shall appoint a suitable person as Judge of the 127th District Court. He shall hold office as Judge until the next general election and until

his successor shall be duly elected and qualified. Thereafter, such Judge shall be elected as provided by the Constitution and the laws of the State for the election of District Judges.

"Sec. 3. That so much of Article 199, of the Revised Civil Statutes of Texas, as relates to the District Courts of Harris County, Texas, as amended by Acts 1927, Fortieth Legislature, Page 135, Chapter 88, Section 1, and by Acts 1930, Forty-first Legislature, Fifth Called Session, Page 131, Chapter 14, be and the same is hereby amended so as to read hereafter as follows:

"11, 55, 61, 80, 113, 127—Harris.

"Harris County shall constitute the 11th, 55th, 61st, 80th, 113th, and 127th Judicial Districts. None of said six District Courts shall have or exercise any criminal jurisdiction in Harris County. Said District Courts of the 11th, 55th, 61st, 80th, 113th, and 127th Judicial Districts shall have and exercise concurrent jurisdiction, co-extensive within the limits of Harris County, in all civil cases, proceedings, and matters over which District Courts are given jurisdiction by the Constitution and laws of this State.

"There shall be two terms of each of said six Civil District Courts in Harris County in each year, and the first term shall be known as the January-June Term, shall begin on the first Monday in January, and shall continue until and including Sunday next before the first Monday in July; and the second term, which shall be known as the July-December Term, shall begin on the first Monday in July and shall continue until and including Sunday next before the first Monday in the following January.

"In all suits, actions, or proceedings in said Court, it shall be sufficient for the address or designation to be merely 'District Court of Harris County'. The clerk of the Civil District Courts in Harris County shall be known as the 'Clerk of the District Court of Harris County, Texas'. The clerk of said six Civil District Courts shall docket alternately on the dockets of the six District Courts of the 11th, 55th, 61st, 80th, 113th, and 127th Judicial Districts in Harris County all cases, actions, petitions, applications, and other proceedings filed in the District Courts of Harris County so that the first case or proceeding filed after the ef-

fective date of this Act and every sixth case or proceeding thereafter filed shall be docketed in the 11th Judicial District Court, and the second case or proceeding filed and every sixth case or proceeding thereafter filed shall be docketed in the 55th Judicial District Court, and the third case or proceeding filed and every sixth case or proceeding thereafter filed shall be docketed in the 61st Judicial District Court, and the fourth case or proceeding filed and every sixth case or proceeding thereafter filed shall be docketed in the 80th Judicial District Court, and the fifth case or proceeding filed and every sixth case or proceeding thereafter filed shall be docketed in the 113th Judicial District Court, and the sixth case or proceeding and every sixth case or proceeding thereafter filed shall be docketed in the 127th Judicial District Court, and so on seriatim, and all cases or proceedings in this manner shall be docketed in and divided and distributed among said six Civil District Courts, one-sixth to each of them when first filed. All suits shall be filed by the clerk in the order in which the petitions are presented to or deposited with him, and immediately after being so presented or deposited. In case of the disqualification of the judge of any of the six civil courts in any case or proceeding, such case or proceeding, on his suggestion of disqualification, shall be transferred to another of said courts, and the order of transfer may be made by any judge of another of said courts and may be transferred to any other of said courts, or instead of transferring the case the judge of any of said courts may sit in the court in which the case is then pending and there try the same, and all transferred cases or proceedings shall be docketed by the clerk accordingly. The judges of said six civil courts shall sign the minutes of each term of the courts in Harris County within thirty days after the end of the term, and shall also sign the minutes at the end of each volume of the minutes, and each judge sitting in said courts shall sign the minutes of such proceedings as were had before him.

"Each judge of said courts may take a vacation and not attend court for six weeks between the first day of July and the first day of October in each year, during which time the term of court of which he is judge

shall remain open and the judge of any other civil district court in Harris County may hold such court during the vacation of the judges thereof. During the period of such vacation it shall not be lawful for a special judge of such court to be elected by the practicing lawyers of such court because of the absence of the judge on his vacation, unless no judge of said civil district courts is in the county. The judges of said courts shall, by agreement among themselves, take their vacations alternately so that there shall at all times be at least two of said judges in the county; and in the event of the absence or disqualification of the judge of any of said civil courts any of the other judges of the said district may act and preside or any regular practicing lawyers of the bar of Harris County, Texas, may be elected who have the qualifications of a district judge to act and preside over any of the said courts during such absence, sickness or inability of any of the regular judges to act and preside therein; such special judge shall be elected according to Title 40 of the Revised Civil Statutes of the State of Texas of 1925.

"Sec. 4. The letters, A, B, C, D, E, and F shall be placed on the docket and the court papers in the respective District Courts of Harris County to distinguish them, A being used in connection with the 11th District Court; B, the 55th District Court; C, the 61st District Court; D, the 80th District Court; E, the 113th District Court; and F, the 127th District Court.

"Sec. 5. The clerk of the District Court of Harris County, upon the taking effect of this Act, shall prepare promptly dockets for the court so created by this Act and shall place on the docket of said 127th District Court every sixth case pending on the respective dockets of the 11th, 55th, 61st, 80th, and 113th District Courts, and shall continue in this manner through said dockets until all said cases thereon are exhausted and the dockets of said six courts are equalized as near as may be. No case then on trial in any of the existing District Courts, nor any case pending or appeal therefrom, shall be transferred to the docket of the 127th District Court. The cases so transferred shall bear the same docket numbers as in the court from which they are transferred and the judges

of the existing District Courts, respectively, shall make proper orders transferring from such courts to the 127th District Court the cases which have been placed on the docket of the 127th District Court in pursuance of this Act.

"Sec. 6. The respective judges of the District Courts of Harris County shall, from time to time as occasion may require, transfer cases from any one of such Courts to any other such Court in order that the business may be equally distributed among them, that the judges thereof may at all times be provided with cases to be tried or otherwise considered, and that the trial of no case need be delayed because of the disqualification of the judge in whose court it is pending; provided, however, that no case shall be transferred from one court to another without the consent of the judge of the court to which it is transferred. When any transfer is made, proper order shall be entered on the minutes of the Court as evidence thereof and such order on the minutes shall be notice of the transfer to the attorneys of record of all parties to the cause.

"Sec. 7. There is hereby appropriated out of any funds in the Treasury of the State of Texas not otherwise appropriated the sum of Two Thousand Seven Hundred Fifty (\$2,750.00) Dollars, or so much thereof as may be necessary to pay the salary of the judge of the 127th Judicial District Court until September 1st, 1939.

"Sec. 8. All laws and parts of laws in conflict with the provisions of this Act are hereby repealed to the extent of such conflict only. As to all other laws and parts of laws, this Act shall be cumulative.

"Sec. 9. The crowded condition of the dockets of existing district courts of Harris County creates an emergency and imperative public necessity requiring that the Constitutional Rule that all bills be read on three several days in each House be suspended and the same is hereby suspended and this Act shall take effect and be in force from and after its passage, and it is so enacted."

The amendment was adopted.

Senator Moore offered the following amendment to the bill:

Amend S. B. No. 271 by striking out all above the enacting clause and

inserting in lieu thereof the following:

"A BILL
TO BE ENTITLED

An Act creating an additional District Court in Harris County, Texas, to be known as the 127th District Court; adjusting the business of the existing District Courts to the business thereof; providing for the appointment of a District Judge therefor; amending so much of Article 199, of the Revised Civil Statutes of Texas, as relates to the District Courts of Harris County, Texas, as amended by Acts 1927, Fortieth Legislature, Page 135, Chapter 88, Section 1, and by Acts 1930, Forty-first Legislature, Fifth Called Session, Page 131, Chapter 14; making an appropriation to pay the salary of said judge; repealing all laws in conflict herewith to the extent of such conflict only; and declaring an emergency."

The amendment was adopted.

The bill was passed to engrossment.

Senate Bill 271 on Third Reading

Senator Moore moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 271 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

Aikin	Moore
Brownlee	Nelson
Burns	Pace
Collie	Redditt
Cotten	Roberts
Graves	Shivers
Hardin	Small
Head	Spears
Hill	Stone
Isbell	of Galveston
Kelley	Stone
Lanning	of Washington
Lemens	Sulak
Martin	Van Zandt
Metcalfe	Weinert
Moffett	Winfield

Absent

Beck

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—23

Brownlee	Martin
Burns	Moore
Collie	Nelson
Cotten	Pace
Graves	Redditt
Hardin	Shivers
Head	Spears
Hill	Stone
Isbell	of Washington
Kelley	Van Zandt
Lanning	Winfield
Lemens	

Nays—5

Aikin	Small
Metcalfe	Sulak
Moffett	Weinert

Absent

Beck	Stone
Roberts	of Galveston

(President Pro Tempore in the Chair.)

Committee Substitute Senate Bill 9 Set as Special Order

Senator Hardin moved that Committee Substitute S. B. No. 9 be set as a special order for next Monday, March 20, 1939, immediately after conclusion of the morning call on that day.

The motion prevailed by the following vote:

Yeas—22

Aikin	Lanning
Brownlee	Lemens
Burns	Martin
Collie	Metcalfe
Cotten	Moffett
Graves	Nelson
Hardin	Pace
Head	Redditt
Hill	Shivers
Isbell	Spears
Kelley	Sulak

Nays—7

Moore	Van Zandt
Roberts	Weinert
Small	Winfield
Stone	
of Galveston	

Absent

Beck	Stone
	of Washington

Senate Bill 7 on Second Reading

The President Pro Tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 7, A bill to be entitled "An Act, amending Article 2618 of the Revised Civil Statutes of 1925, changing the status of John Tarleton Agricultural College from a Junior College to a standard four year college, and providing for a course of study for said college; and amending Article 2620 of the Revised Civil Statutes of 1925, changing the name of North Texas Junior Agricultural, Mechanical and Industrial College at Arlington to the name of North Texas Agricultural College, and placing said school under the Board of Directors of the Agricultural and Mechanical College of Texas; and amending Article 2621 of the Revised Civil Statutes of 1925, changing the status of said junior college to a standard four year college, and providing for a course of study for the same; and expressly repealing Articles 2622 and 2623 of the Revised Civil Statutes of 1925, and declaring an emergency."

The bill was read second time.

Pending consideration of the bill on engrossment, Senator Martin occupied the Chair temporarily.

(President Pro Tempore in the Chair.)

Question—Shall the bill be passed to engrossment?

House Bill 92 on Second Reading

The President Pro Tempore announced that H. B. No. 92 (being on the same subject as S. B. No. 7) would be laid before the Senate for consideration in lieu of S. B. No. 7; and accordingly, he laid before the Senate, on its second reading and passage to engrossment:

H. B. No. 92, A bill to be entitled "An Act amending Article 2618 of the Revised Civil Statutes of 1925, changing the status of John Tarleton Agricultural College from a Junior College to a standard four-year college, and providing for a course of study for said College; and amending Article 2620 of the Revised Civil Statutes of 1925, changing the name of North Texas Junior Agricultural, Mechanical and Industrial College at Arlington to the name of North

Texas Agricultural College, and placing said school under the Board of Directors of the Agricultural and Mechanical College of Texas; and amending Article 2621 of the Revised Civil Statutes of 1925, changing the status of said junior college to a standard four-year college, and providing for a course of study for the same; and expressly repealing Articles 2622 and 2623 of the Revised Civil Statutes of 1925, and declaring an emergency."

The bill was read second time.

Senator Weinert offered the following amendment to the bill:

Amend H. B. No. 92 by striking out the word "shall" where the same appears in line 40 of the printed bill and inserting in lieu thereof "may, if necessary funds are available".

Senator Head moved to table the amendment.

Yeas and nays were demanded, and the motion to table was lost by the following vote:

Yeas—15

Aikin	Lemens
Brownlee	Martin
Burns	Moore
Collie	Nelson
Graves	Spears
Hardin	Van Zandt
Head	Winfield
Kelley	

Nays—15

Cotten	Shivers
Hill	Small
Isbell	Stone
Lanning	of Galveston
Metcalf	Stone
Moffett	of Washington
Pace	Sulak
Redditt	Weinert
Roberts	

Absent

Beck

Question—Shall the amendment be adopted?

Bill and Resolution Signed

The President signed, in the presence of the Senate, after their captions had been read, the following enrolled bill and resolution:

H. C. R. No. 32, Providing for a committee to investigate the Prison System.

H. B. No. 500, A bill to be entitled "An Act amending Chapter 33, of the Local and Special Laws of the Thirty-sixth Legislature of Texas, Regular Session, as amended by Chapter 7, of the Local and Special Laws of the Thirty-sixth Legislature of Texas, Second Called Session, by adding thereto Sections 30a and 30b, providing that the Commissioners' Court of Hill County, Texas, may authorize and issue refunding bonds of said County for the purpose of funding certain scrip warrants outstanding against its Road and Bridge Fund as of February 15, 1939, and setting forth the method of issuing same; validating all acts of the Commissioners' Court and of the county officials of said County in authorizing, issuing and delivering said warrants; providing that the General Laws pertaining to roads and bridges shall be applicable to said County when not in conflict herewith; repealing all laws and parts of laws in conflict herewith, enacting provisions incident to and relating to the subject and purpose of this Act; and declaring an emergency."

Message from the House

A Clerk from the House was recognized to present the following message:

Hall of the House of Representatives.
Austin, Texas, March 14, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolutions:

H. C. R. No. 59, Authorizing the Enrolling Clerk to correct H. B. No. 379.

H. C. R. No. 60, Authorizing the Enrolling Clerk to amend the caption of H. C. R. No. 59.

Respectfully submitted,

E. R. LINDLEY,
Chief Clerk, House of Representatives.

Reports of Standing Committees

Senator Burns, by unanimous consent, submitted at this time the following report of the Committee on Judicial Districts:

Austin, Texas,
March 14, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

S. B. No. 275. A bill to be entitled "An Act to reorganize the 87th Judicial District of Texas, to be constituted of Limestone, Freestone, Anderson and Leon Counties, Texas, and to provide for the terms thereof; to provide that the Judge of the 87th Judicial District shall continue to serve in said District and the period thereof; and to provide that the District Attorney of the 12th Judicial District, now elected and acting, shall represent the State in all criminal and civil cases in which the State is interested hereafter tried in the 87th Judicial District in Leon County, Texas, and to provide that the District Clerk in the respective counties composing the 87th Judicial District herein reorganized, shall serve as the District Clerks of the 87th Judicial District; and to provide that all processes and writs issued or served and recognizances and bonds and undertakings entered into before this Act takes effect and made returnable to the 87th Judicial District in Limestone, Freestone, and Anderson Counties, shall be considered as returnable to the next succeeding term of the 87th Judicial District Court in reorganizing the same, and to provide that all grand and petit juries drawn and selected under the existing laws, in either Anderson, Limestone, Freestone, or Leon Counties, shall be considered as legally drawn and selected for the next ensuing term of the District Court of their respective counties, providing for the jurisdiction of said 87th Judicial District; and providing a seal for said 87th Judicial District Court in Leon County; and to change and prescribe the terms for holding District Court of the 12th Judicial District of the State of Texas; and to conform all writs and processes of such court to such changes; and to make all writs and processes issued or served before this Act takes effect, including recognizances and bonds returnable to the terms of court in the several counties in said 12th Judicial District as herein fixed, and to validate the summoning of grand and petit jurors and juries, and providing for the continuation of court in ses-

sion in said District when this Act takes effect, to the end of its terms; repealing all laws or parts of laws in conflict herewith; providing that if any section of this Act be held unconstitutional or invalid for any reason, the same shall not impair or affect the remaining sections or provisions, as amended, 'providing for transfer of cases pending in said courts; and providing that the District Attorney of the Third Judicial District shall continue to represent the State in the 87th District Court in Anderson County in all cases in which the State is interested; and that the County Attorney in Limestone and Freestone Counties shall continue to represent the State in said Counties in all civil and criminal cases in which the State is interested, arising in the 87th District Court in said Counties', and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with Committee amendments, and be not printed.

NELSON, Chairman.

Senator Moffett, by unanimous consent, submitted at this time the following report of the Committee on Constitutional Amendments:

Austin, Texas,
March 13, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred S. J. R. No. 12,

Have had same under consideration, and I am instructed to report said resolution back to the Senate, with the recommendation that it do not pass, and that committee substitute do pass in lieu of the original resolution and be printed.

MOFFETT, Chairman.

Senator Cotten, by unanimous consent, submitted at this time the following reports of the Committee on Insurance:

Austin, Texas,
March 13, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred

S. B. No. 397, A bill to be entitled

"An Act to amend Article 4690 of the Revised Civil Statutes of Texas, 1925, as amended by Chapter 152 of the General Laws of the Regular Session of the Forty-second Legislature, by adding Article 4690d to regulate examinations of foreign corporations by the Actuary and Examiners of the Board of Insurance Commissioners; fix rate and method of collection of per diem and expenses therefor; and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

COTTEN, Chairman.

Austin, Texas,
March 13, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred

S. B. No. 313, A bill to be entitled "An Act providing for taxing the premium receipts of foreign assessment life and casualty companies now admitted to do business in Texas, under Chapter V, Title 78, Revised Civil Statutes of Texas, 1925, as amended by S. B. No. 37, Chapter 40, Acts of 1929, First Called Session, Forty-first Legislature, as amended by S. B. No. 106, Chapter 60, Acts of 1929, Second Called Session, Forty-first Legislature, in the event any such company should hereafter reorganize, amend its charter or otherwise change its plan of operation so that it shall not be subject to the provisions of said Chapter V, Title 78, Revised Civil Statutes of Texas, as amended, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COTTEN, Chairman.

Austin, Texas,
March 13, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred

S. B. No. 272, A bill to be entitled "An Act to repeal Section 17 of Ar-

ticle 8308, Revised Civil Statutes of 1925, and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COTTEN, Chairman.

Austin, Texas,
March 13, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred

S. B. No. 195, A bill to be entitled "An Act to amend Article 5002 of the Revised Civil Statutes of 1925; and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass as amended and be printed.

COTTEN, Chairman.

Senator Redditt, by unanimous consent, submitted at this time the following report of the Committee on Game and Fish:

Austin, Texas,
March 14, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

H. B. No. 783, A bill to be entitled "An Act creating a closed season upon wild deer, buck, doe, fawn, or wild turket for a period of five (5) years in San Augustine and Sabine Counties, in the State of Texas; making it unlawful for any person to hunt, trap, ensnare, kill, or attempt to kill by any means whatsoever, any wild deer, buck, doe, fawn, or wild turkey within said Counties for a period of five (5) years; providing a penalty therefor; repealing all laws in conflict; and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MOORE, Chairman.

Senator Lanning, by unanimous consent, submitted at this time the following report of the Committee on Public Buildings and Grounds:

Austin, Texas,
March 14, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Public Buildings and Grounds, to whom was referred

S. C. R. No. 17, A resolution giving consent to State Board of Control to arrange a suitable place in Capitol Building of Texas for a vending stand to be occupied by some deserving and needy blind person, who is a citizen of Texas; said person to be selected by Board of Control from list of names submitted by State Commission of the Blind; and giving Board of Control power to dismiss occupants of stand;

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

LANNING, Chairman.

Senator Aikin, by unanimous consent, submitted at this time the following reports of the Committee on Education:

Austin, Texas,
March 14, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Education, to whom was referred

S. B. No. 319, A bill to be entitled "An Act to fix the maximum tax rate for school purposes in all independent and common school districts in counties having a population of not less than 12,188 and not more than 12,195 inhabitants, according to the last preceding Federal census, and declaring an emergency,"

Have had same under consideration, and I am instructed to report it back to the Senate, with the recommendation that it do pass and be not printed.

AIKIN, Chairman.

Austin, Texas,
March 14, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Education, to whom was referred

S. B. No. 318, A bill to be entitled "An Act providing for the amount

that may be allowed by County Boards of Trustees to the County Superintendents of Public Instruction for office and traveling expenses in certain counties having a population of not less than 13,454 inhabitants and not more than 13,458 inhabitants, according to the last preceding Federal Census; repealing all laws and parts of laws in conflict herewith; and declaring an emergency,"

Have had same under consideration, and I am instructed to report it back to the Senate, with the recommendation that it do pass and be not printed.

AIKIN, Chairman.

Austin, Texas,
March 14, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Education, to whom was referred

H. B. No. 60, A bill to be entitled "An Act to amend Article 2687, Revised Civil Statutes of Texas, 1925, prescribing the time of meeting of the County Board of School Trustees in counties containing a population of not less than thirty thousand, two hundred and eighty-five (30,285) and not more than thirty thousand, two hundred and ninety-one (30,291), according to the last preceding Federal Census; providing the amount of compensation; providing for payment of such compensation out of the State and County Available School Fund; providing that this Act shall be cumulative of all existing laws on this subject but further providing that this Act shall apply where in conflict therewith; and declaring an emergency,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

AIKIN, Chairman.

Senator Nelson, by unanimous consent, submitted at this time the following report of the Committee on Judicial Districts:

Austin, Texas,
March 14, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

H. B. No. 266, A bill to be entitled "An Act changing and prescribing the time for holding Court in the Second Judicial District of Texas and the length and duration of the terms of Court; conforming all writs and processes of said Court to such changes and making all writs and processes issued prior to the effective date of this Act and served prior or subsequent thereto returnable to the terms of Court in the several counties in said District; providing for the continuing validity of bonds and recognizances entered into prior to the effective date of the Act; providing for the manner and method of filing pleadings; providing for the withdrawal for a limited time of original pleadings or motions; repealing all laws and parts of laws in conflict; and providing for the effective date of this Act,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

NELSON, Chairman.

House Concurrent Resolutions Adopted

The following resolutions, received from the House today, were laid before the Senate and read severally; and by unanimous consent, they were considered at this time and were severally adopted:

H. C. R. No. 59, Authorizing correction of enrolled copy of H. B. No. 379.

H. C. R. No. 60, Authorizing the correction of the caption of H. C. R. No. 59.

House Bills on First Reading

The following bills, received from the House today, were laid before the Senate, read severally first time, and referred to the committees indicated:

H. B. No. 670, to Committee on Education.

H. B. No. 20, to Committee on Agriculture.

Adjournment

On motion of Senator Hill, the Senate, at 12:10 o'clock p. m., adjourned until 10:00 o'clock a. m., tomorrow.

APPENDIX

Reports of Committee on Engrossed Bills

Austin, Texas,
March 14, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 271 carefully examined, compared and read, and find same correctly engrossed.

LANNING, Chairman.

Austin, Texas,
March 10, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 250 carefully examined, compared and read, and find same correctly engrossed.

LANNING, Chairman.

Austin, Texas,
March 10, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 281 carefully examined, compared and read, and find same correctly engrossed.

LANNING, Chairman.

Austin, Texas,
March 13, 1939.

Hon. Coke R. Stevenson, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 150 carefully examined, compared and read, and find same correctly engrossed.

LANNING, Chairman.